

MINUTES FOR THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE  
VILLAGE OF QUOGUE, HELD ON FRIDAY, JUNE 17, 2016.

PRESENT: Mayor Peter Sartorius, Trustees Randy Cardo, Jeanette Obser, Kimberley Payne and Ted Necarsulmer, Village Attorney Richard DePetris and Village Clerk Aimee Buhl

OTHERS PRESENT: Police Lieutenant Chris Isola, Building Inspector William Nowak, Fire Chief John Sipala, Amanda Bernocco of the Southampton Press, Kittric Motz, Peter Rothenberg, Vita Reinoso, Rick Suter, William Mills, Frances Ryan, Ann E. Janis, Dick Gardner, Michele Carbone, Sandy Carbone, Diana Vought, Aram Terchunian and Laura Fabrizio

The Mayor invited everyone to join him in the Pledge of Allegiance.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, the Minutes of Regular Meeting held on May 20, 2016 and special meeting held on May 31, 2016 are approved.

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, the Abstract of Audited Vouchers Schedule 06-16, \$130,520.70 and Treasurer's Report for the Month ending May 31, 2016 were approved.

\$ 40,328.88	Checking Account
\$ 420,018.24	Capital Reserves
<u>\$ 5,021,541.41</u>	Investments
\$ 5,481,888.53	Total General Fund 5/31/16

The Clerk gave the report for May 2016 False Fire and Burglar Alarms:

Burglar Billed: \$700; Burglar Collected: \$600  
Fire Billed: \$400; Fire Collected: \$2,250

Fire Chief John Sipala gave the May 2016 report for the Fire Department. Building Inspector William Nowak gave the Building Department report for May 2016. Police Lieutenant Chris Isola gave the May 2016 report for the Police Department.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a rental license application for 33 Ogden Lane for the term of June 16 through June 20, 2016 to accommodate attendees of a Quogue wedding are approved.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a special event permit at the Village Beach for June 17, 2016 from 5:00 P.M. to 7:30 P.M. is approved.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a special event permit at the Village Beach for use of the Village Beach parking lot on June 18, 2016 from 5:30 P.M. until 10:00 P.M. is approved.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the Mayor is authorized to execute an amendment to the Verizon cell tower lease effective July 1, 2016.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the date of the July Board of Trustees meeting has been changed from July 15, 2016 to July 22, 2016.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Investment Advisory Agreement, Investment Policy Statement and Portfolio Allocation for the Quogue Fire Department DB Service Award Program as presented by East End Financial Group, Inc. are approved.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a transfer in the amount of \$7,427.30 from A3120.15 Police Overtime Pay to A3120.17 Police Longevity is approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a transfer in the amount of \$7,976.70 from Reserve for Compensated Absences to A3120190a Police Vacation Buybacks, fiscal year 2015-2016, is approved.

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a request of Sergeant McMunn, who is on military deployment, to go off payroll and stop utilizing accrued absences pending his return expected in August is granted. This will be effective June 10 and benefits will be continued pending his return. Chris Isola will notify Sergeant McMunn and coordinate with Denise Michalowski.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the following tax refunds of the Village's 2016-2017 taxes as a result of court decisions reducing Town of Southampton 2015/2016 assessments are approved as follows:

<u>TM#</u>	<u>NAME</u>	<u>ORIG ASSMNT</u>	<u>REDUCED TO</u>	<u>REFUND DUE</u>
1-1-9.2	JTS Realty LLC	481,600	365,000	243.81
2-1-53	JTS Realty LLC	997,300	592,700	846.02
6-2-17.3	Leness	2,999,600	2,500,000	1,044.66
1-1-17.27	Stertz	978,600	875,000	216.63

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a payment in the amount of \$628 to Homeside Florist & Greenhouses for flowers utilizing T93J Jobson account is approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a reimbursement of \$9.00 to Sheila O'Connell for overpayment of 2016-2017 Village taxes is approved.

Peter Rothenberg, representing the Quogue Historical Society, made a request to the Board to place three roadside markers commemorating the national historic district designation. There was discussion as to what to do with the existing Heritage Road markers already in the Village. The Heritage Road markers commemorate the local historic designation. The Board approved the placement of the new signs, one at each end of Quogue Street and one in front of 79 Jessup Avenue. The Board deferred on the placement location of the Heritage Road signs.

Aram Terchunian and Laura Fabrizio, representing the Moriches Bay Project, discussed the possibility of placing a FLUPSY (Floating Upweller System)/ oyster garden at the Village Dock. The project is meant to continue to alert, educate and engage the public to the essential issues and habitat restoration on Quantuck Bay. The Board of Trustees granted the placement of the FLUPSY, which is expected to occur in mid to late July, pending insurance requirements and a license agreement.

Kittric Motz spoke to the Board on behalf of the owner of 3 Ocean Avenue regarding a request for a special exception to rebuild an accessory structure at 3 Ocean Avenue. This request would require both Board of Trustees and Zoning Board of Appeals approval. Mayor Sartorius proposed the Zoning Board of Appeals would hear the matter first at the July 16, 2016 meeting. A public hearing during the Board of Trustees' meeting is scheduled for July 22, 2016 at 4:00 P.M.

The Mayor opened the public hearing regarding an application by the owner of 48 Quogue Street for a special exception to allow the outdoor sale of organic produce at a location adjacent to the existing building on Saturdays in June through September 15<sup>th</sup> between 8:00 A.M. and 12:00 noon. The comments from the audience were all positive. The Mayor closed the public hearing. Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Board granted approval for the request with a condition that the special exception will expire on September 16, 2016. The exception is renewable without a further public hearing.

Upon motion made by Peter Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, that a proclamation honoring Superintendent Richard Benson, who is retiring from the Quogue Elementary School, is adopted.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a proclamation honoring the St. Paul A.M.E. Zion Church upon achievement of its 100<sup>th</sup> anniversary is adopted.

The Mayor opened the public hearing regarding A Local Law Amending Chapter 196 (Zoning) of the Village Code with respect to yard regulation and asked for comments. Kittric Motz commented that she thought the law would be helpful by alleviating misunderstandings. The Mayor closed the public hearing.

Upon motion made by Peter Sartorius, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the Board of Trustees finds and determines that this proposed local law will not have an adverse impact on the environment. Upon motion made by Peter Sartorius,

seconded by Randy Cardo, it was RESOLVED, that “Local Law No. \_\_ of 2016 A Local Law A Local Law Amending Chapter 196 (Zoning) of the Village Code with respect to yard regulations is hereby enacted as Local Law No. 3 of 2016. The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

Mayor Sartorius:	Voting Aye
Trustee Payne:	Voting Aye
Trustee Necarsulmer:	Voting Aye
Trustee Cardo:	Voting Aye
Trustee Obser:	Voting Aye

Local Law No. 3 of 2016

A Local Law Amending Chapter 196  
(Zoning) of the Village Code With  
Respect To Yard Regulations

Section 1. The existing provisions of Article VIII C (§§196-54 through 196-56), entitled Special Lot Line Requirements, are hereby redesignated as the provisions of Article VIII D, entitled Special Lot Line Requirements. In other words, Article VIII C is hereby redesignated as Article VIII D.

Section 2. Chapter 196 is hereby amended by adding a new Article VIII C to read as follows:

Article VIII C  
Supplemental Yard Regulations

§196-50. Yard encroachments.

The following encroachments are permitted within required front, side and rear yards:

- A. Cornices and eaves projecting not more than 18 inches.
- B. Ordinary projections of sills, belt courses and ornamental features projecting not more than six inches.
- C. Uncovered landings and steps for exterior doorways when necessary to meet the minimum requirements of the State Uniform Fire Prevention and Building Code.
- D. Uncovered basement egress wells when necessary to meet the minimum requirements of the State Uniform Fire Prevention and Building Code.
- E. Retaining walls when reasonably necessary to allow placement of an underground septic system in accordance with applicable law.

Section 3. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

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The Mayor reminded everyone that it was Village Election day.

Ann Janis asked if it was possible to have a beach access erected which would eliminate the need for stairs. The Mayor said that it had been determined based on the 2015 experiences that the pitch of the access is too steep for a mat or walkway. The Mayor suggested parking in the handicapped area at 172 Dune Road.

With no other business to discuss and upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, the meeting was adjourned at 5:15 PM.

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Aimee Buhl, Village Clerk